

“(ii) the accused intended to cause the death of, or bodily injury to, the unborn child.

“(C) If the person engaging in the conduct thereby intentionally kills or attempts to kill the unborn child, that person shall, instead of being punished under subparagraph (A), be punished as provided under sections 880, 918, and 919(a) of this title (articles 80, 118, and 119(a)) for intentionally killing or attempting to kill a human being.

“(D) Notwithstanding any other provision of law, the death penalty shall not be imposed for an offense under this section.

“(b) The provisions referred to in subsection (a) are sections 918, 919(a), 919(b)(2), 920(a), 922, 924, 926, and 928 of this title (articles 118, 119(a), 119(b)(2), 120(a), 122, 124, 126, and 128).

“(c) Nothing in this section shall be construed to permit the prosecution—

“(1) of any person for conduct relating to an abortion for which the consent of the pregnant woman, or a person authorized by law to act on her behalf, has been obtained or for which such consent is implied by law;

“(2) of any person for any medical treatment of the pregnant woman or her unborn child; or

“(3) of any woman with respect to her unborn child.

“(d) In this section, the term ‘unborn child’ means a child in utero, and the term ‘child in utero’ or ‘child, who is in utero’ means a member of the species homo sapiens, at any stage of development, who is carried in the womb.”.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such subchapter is amended by inserting after the item relating to section 919 the following new item:

“919a. 119a. Protection of unborn children.”.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. LATOURETTE, announced that the yeas had it.

Ms. LOFGREN demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas 254
affirmative { Nays 172

¶105.17

[Roll No. 465]

YEAS—254

Aderholt	Burton	Davis (VA)
Archer	Buyer	Deal
Armey	Callahan	DeLay
Bachus	Calvert	DeMint
Baker	Camp	Diaz-Balart
Ballenger	Canady	Dickey
Barcia	Cannon	Dingell
Barr	Castle	Doolittle
Barrett (NE)	Chabot	Doyle
Bartlett	Chambliss	Dreier
Barton	Clement	Duncan
Bateman	Coble	Dunn
Bereuter	Coburn	Ehlers
Berry	Collins	Ehrlich
Bilbray	Combest	Emerson
Bilirakis	Cook	English
Bliley	Cooksey	Everett
Blunt	Costello	Ewing
Boehner	Cox	Fletcher
Bonilla	Cramer	Forbes
Bonior	Crane	Fossella
Borski	Crowley	Fowler
Brady (TX)	Cubin	Franks (NJ)
Bryant	Cunningham	Gallegly
Burr	Danner	Ganske

Gekas	LoBiondo	Ryun (KS)
Gibbons	Lucas (KY)	Salmon
Gilchrest	Lucas (OK)	Sanford
Gillmor	Luther	Saxton
Goode	Manzullo	Schaffer
Goodlatte	Mascara	Sensenbrenner
Goodling	McCollum	Sessions
Gordon	McCrery	Shadegg
Goss	McHugh	Shaw
Graham	McInnis	Sherwood
Granger	McIntosh	Shimkus
Green (WI)	McIntyre	Shows
Gutknecht	McKeon	Shuster
Hall (OH)	McNulty	Simpson
Hall (TX)	Metcalfe	Skeen
Hansen	Mica	Skelton
Hastings (WA)	Miller (FL)	Smith (MI)
Hayes	Miller, Gary	Smith (NJ)
Hayworth	Minge	Smith (TX)
Hefley	Moakley	Souder
Herger	Mollohan	Spence
Hill (IN)	Moran (KS)	Spratt
Hill (MT)	Murtha	Stearns
Hilleary	Myrick	Stenholm
Hobson	Neal	Stump
Hoekstra	Nethercutt	Stupak
Holden	Ney	Sununu
Hostettler	Northup	Sweeney
Hulshof	Norwood	Talent
Hunter	Nussle	Tancredo
Hutchinson	Oberstar	Tanner
Hyde	Obey	Tauzin
Isakson	Ortiz	Taylor (MS)
Istook	Oxley	Taylor (NC)
Jenkins	Packard	Terry
John	Pease	Thomas
Johnson, Sam	Peterson (MN)	Thornberry
Jones (NC)	Peterson (PA)	Thune
Kanjorski	Petri	Tiahrt
Kaptur	Phelps	Toomey
Kasich	Pickering	Traficant
Kildee	Pitts	Turner
Kind (WI)	Pombo	Upton
King (NY)	Pomeroy	Vitter
Kingston	Portman	Walden
Klecicka	Pryce (OH)	Walsh
Klink	Quinn	Wamp
Knollenberg	Radanovich	Watkins
Kucinich	Rahall	Watts (OK)
LaFalce	Ramstad	Weldon (FL)
LaHood	Regula	Weldon (PA)
Largent	Reynolds	Weller
Latham	Riley	Weygand
LaTourette	Roemer	Whitfield
Lazio	Rogan	Wicker
Leach	Rogers	Wilson
Lewis (CA)	Rohrabacher	Wolf
Lewis (KY)	Ros-Lehtinen	Young (AK)
Linder	Royce	Young (FL)
Lipinski	Ryan (WI)	

NAYS—172

Abercrombie	Davis (IL)	Inslee
Ackerman	DeFazio	Jackson (IL)
Allen	DeGette	Jackson-Lee
Andrews	Delahunt	(TX)
Baird	DeLauro	Johnson (CT)
Baldacci	Deutsch	Johnson, E. B.
Baldwin	Dicks	Jones (OH)
Barrett (WI)	Dixon	Kelly
Bass	Doggett	Kennedy
Becerra	Dooley	Kilpatrick
Bentsen	Edwards	Kolbe
Berkley	Engel	Kuykendall
Berman	Eshoo	Lampson
Biggert	Etheridge	Lantos
Bishop	Evans	Larson
Blagojevich	Farr	Lee
Blumenauer	Fattah	Levin
Boehert	Filner	Lewis (GA)
Bono	Foley	Lofgren
Boswell	Frank (MA)	Lowey
Boucher	Frelinghuysen	Maloney (CT)
Boyd	Frost	Maloney (NY)
Brady (PA)	Gejdenson	Markey
Brown (FL)	Gephardt	Martinez
Brown (OH)	Gilman	Matsui
Campbell	Gonzalez	McCarthy (MO)
Capps	Green (TX)	McCarthy (NY)
Capuano	Greenwood	McDermott
Cardin	Gutierrez	McGovern
Carson	Hastings (FL)	McKinney
Clay	Hilliard	Meehan
Clayton	Hinchee	Meek (FL)
Clyburn	Hinojosa	Menendez
Condit	Hoefel	Millender
Conyers	Holt	McDonald
Coyne	Horn	Miller, George
Cummings	Houghton	Mink
Davis (FL)	Hoyer	Moore

Moran (VA)	Rothman	Strickland
Morella	Roukema	Tauscher
Nadler	Roybal-Allard	Thompson (CA)
Napolitano	Rush	Thompson (MS)
Oliver	Sabo	Thurman
Ose	Sanchez	Tierney
Owens	Sanders	Towns
Pallone	Sandlin	Udall (CO)
Pascrell	Sawyer	Udall (NM)
Pastor	Schakowsky	Velazquez
Paul	Scott	Vento
Payne	Serrano	Visclosky
Pelosi	Shays	Waters
Pickett	Sherman	Watt (NC)
Porter	Sisisky	Waxman
Price (NC)	Slaughter	Weiner
Rangel	Smith (WA)	Wexler
Reyes	Snyder	Wise
Rivers	Stabenow	Woolsey
Rodriguez	Stark	Wynn

NOT VOTING—7

Chenoweth	Jefferson	Wu
Ford	Meeks (NY)	
Hooley	Scarborough	

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶105.18 ENERGY CONSERVATION PROGRAMS EXTENSION

On motion of Mr. BARTON, by unanimous consent, the Committee on Commerce was discharged from further consideration of the bill (H.R. 2981) to extend energy conservation programs under the Energy Policy and Conservation Act through March 30, 2000.

When said bill was considered, read twice, ordered to be engrossed and read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby the bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶105.19 FURTHER MESSAGE FROM THE SENATE

A message from the Senate by Mr. Lundregan, one of its clerks, announced that the Senate had passed without amendment a bill of the House of the following title:

H.R. 2981. An Act to extend energy conservation programs under the Energy Policy and Conservation Act through March 31, 2000.

¶105.20 RECESS—9:02 P.M.

The SPEAKER pro tempore, Mr. HAYES, pursuant to clause 12 of rule I, declared the House in recess at 9 o'clock and 2 minutes p.m., subject to the call of the Chair.

¶105.21 AFTER RECESS—10:06 P.M.

The SPEAKER pro tempore, Mr. HAYES, called the House to order.

¶105.22 SUBMISSION OF CONFERENCE REPORT—H.R. 1906

Mr. SKEEN submitted a conference report (Rept. No. 106-354) on the bill (H.R. 1906) making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies for the fiscal year ending September 30, 2000, and for other purposes; together with a statement thereon, for printing in the Record under the rule.